

**Supreme Court of the State of New York**  
**Appellate Division: Second Judicial Department**

M72102  
E/sl

REINALDO E. RIVERA, J.P.  
ROBERT A. LIFSON  
FRED T. SANTUCCI  
HOWARD MILLER, JJ.

---

2004-07982

The People, etc., respondent,  
v Francis A. Zarro, Jr., appellant.

DECISION & ORDER ON MOTION

(Ind. No. 23/03)

---

Motion by the appellant to relieve the Attorney General as attorney for the respondent on an appeal from a judgment of the County Court, Dutchess County, rendered November 18, 2004, and to assign a new special prosecutor. Application by the respondent pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to serve and file a brief.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, and upon the application, it is

ORDERED that the motion is denied; and it is further,

ORDERED that the application is granted and the respondent's time to serve and file a brief is enlarged until July 21, 2008, and the respondent's brief must be served and filed on or before that date.

RIVERA, J.P., LIFSON, SANTUCCI and MILLER, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

June 20, 2008

PEOPLE v ZARRO, FRANCIS A., JR.